

**COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**PARTICLE SIZER AND DNA SEQUENCER**

the specification of which (check one)

  X   is attached hereto.  
       was filed on \_\_\_\_\_  
as Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I (we) hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

**PRIOR FOREIGN APPLICATION(S)**

Priority Claimed

\_\_\_\_\_  
(Number)                      (Country)                      Filed (Day/Month/Year)                             Yes        No

**PRIOR U.S. APPLICATIONS**

I (we) hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Number)                      (Filing Date)

\_\_\_\_\_  
(Application Number)                      (Filing Date)

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I (we) hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. §112, I (we) acknowledge the duty to disclose material information as defined in 37 CFR 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)
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**POWER OF ATTORNEY**

As the named inventors, we hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

William A. Eklund	29,147	Evan R. Witt	32,512
Ray G. Wilson	28,351	David B. Fonda	39,672
Milton D. Wynck	29,993	John R. Thompson	40,842
Samuel M. Freund	30,459	Barton W. Giddings	41,036
Bruce H. Cottrell	30,620	Kory D. Christensen	43,548
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**DECLARATION**

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor: José A. Olivares

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Jan 23, 2001

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Full name of inventor: Peter C. Stark

Inventor's signature:

*Peter C. Stark*

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